

REMARKS

Claims 1-10 and 12-21 are pending in the present application. By this Amendment, claim 1 has been amended. It is submitted that this Amendment is fully responsive to the Office Action and the Advisory Action dated June 25, 2010 and September 9, 2010.

Claim Rejections - 35 U.S.C. §102

Claims 1-5, 7-11 and 21 are rejected under 35 U.S.C. §102(b) as being anticipated by Lee (USP 6,550,578).

This rejection is respectfully traversed. As indicated on page 2 of the Advisory Action, the basis for the Examiner's argument is that the base of Lee is interpreted as both the bottom portion (item 6) and the movable strip (item 5). According to this interpretation of Lee, the Examiner made arguments against Applicants' remarks. To traverse the rejection, independent claim 1 has been amended such that the base is interpreted as avoiding the movable strip 5.

Specifically, claim 1, as amended, now recites "wherein the base is pivotably connected to the second case by the pivoting support portion such that the base and the second case are pivotably movable relative to each other about a pivot axis." This Amendment is supported by, for example, Figs. 4, 5 and 8 and the specification (page 20, lines 12-20; and page 22, line 22 to page 23, line 14).

In the amended claim 1, the base is pivotably connected to the second case by the pivoting support portion and the base and the second case are pivotably movable relative to each other about a pivot axis. The movable strip 5 of Lee fails to disclose these amended features.

Specifically, the Examiner alleges that the movable strip 5 of Lee corresponds to the base of claim 1. However, the movement of the movable strip 5 is not pivotal movement relative to the case 1. In this regard, it is established:

To establish anticipation, every element and limitation of the claimed invention must be found in a single prior art reference, **arranged as in the claim**. *Karsten Mfg. Corp. v. Cleveland Golf Co.*, 242 F.3d 1376, 1383 (Fed. Cir. 2001) (emphasis added).

More specifically, the movable strip 5 of Lee is received in a guide way 126 formed below the curved top of the case 1 and in an orienting channel 124 at the rear end of the movable strip 5 (column 3, lines 51-56). As clearly shown in Figs. 5 and 7 reproduced below, the movable strip 5 is guided by those guide way 126 and orienting channel 124 such that the movable strip 5 moves circularly (also, see column 4, lines 8-15). This circular motion of the movable strip 5 is different from the pivot motion about a pivot axis.

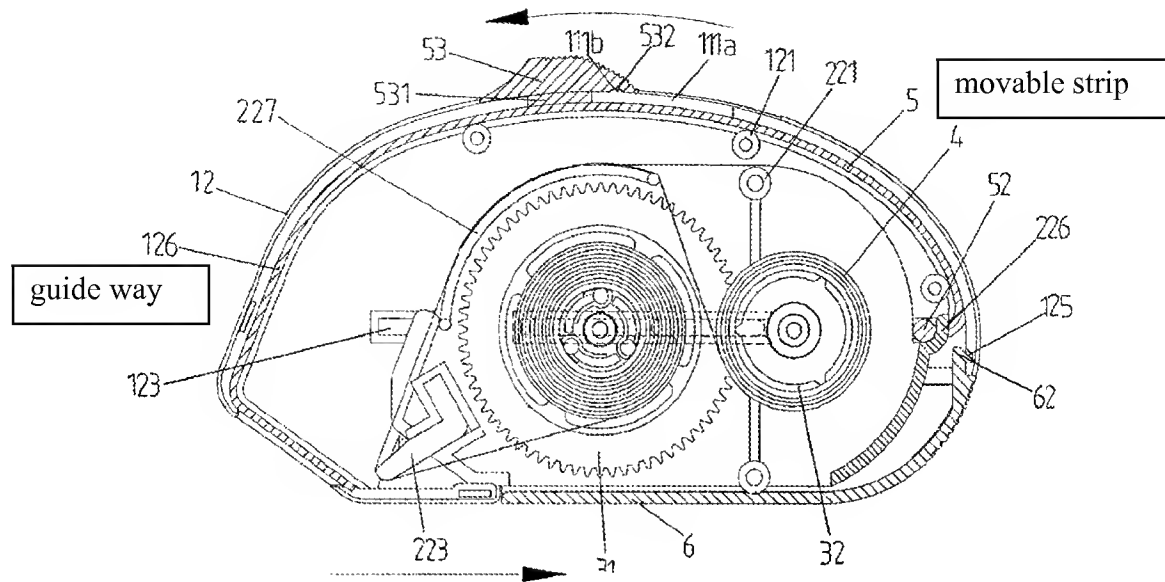


FIG. 5

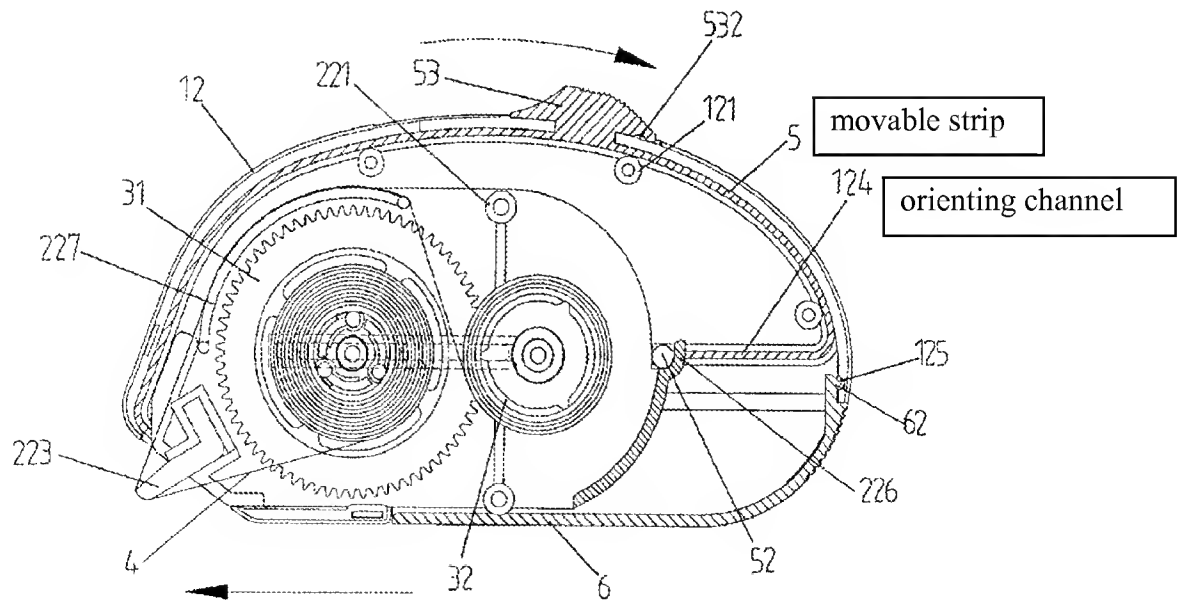


FIG. 7

Furthermore, the movable strip 5 is slidingly movably received in the guide way 126 and the orienting channel 124 within the case 1. Accordingly, the movable strip 5 is not pivotably connected to the case 1. Therefore, the movable strip 5 of Lee is not the base as in claim 1.

In view of the above, withdrawal of this anticipation rejection is respectfully requested.

Claim Rejections - 35 U.S.C. §103

Claims 12-14 and 17-18 are rejected under 35 U.S.C. §103(a) as being unpatentable over Lee in view of Manusch (USP 4,851,076).

This rejection is respectfully traversed. Claims 12-14 and 17-18 are directly or indirectly dependent from claim 1 and recite the additional features set forth therein. Accordingly, claims 12-14 and 17-18 also patentably distinguish over Lee and Manusch for at least the reasons set forth above.

Claim 6 is rejected under 35 U.S.C. §103(a) as being unpatentable over Lee in view of Applicant Admitted Prior Art Suzuki (JP 2002-178694).

This rejection is respectfully traversed. Claim 6 is indirectly dependent from claim 1 and recites the additional features set forth therein. Accordingly, claim 6 also patentably distinguishes over Lee and Suzuki for at least the reasons set forth above.

Claims 15-16 and 19-20 are rejected under 35 U.S.C. §103(a) as being unpatentable over Lee in view of Manusch, and further in view of Suzuki.

This rejection is respectfully traversed. Claims 15-16 and 19-20 are indirectly dependent from claim 1 and recite the additional features set forth therein. Accordingly, claims 15-16 and

Application No. 10/572,943
Art Unit: 1791

Submission under 37 C.F.R. §1.114
Attorney Docket No. 062294

19-20 also patentably distinguish over Lee, Manusch and Suzuki for at least the reasons set forth above.

In view of the aforementioned amendments and accompanying remarks, Applicants submit that the claims, as herein amended, are in condition for allowance. Applicants request such action at an early date.

If the Examiner believes that this application is not now in condition for allowance, the Examiner is requested to contact Applicants' undersigned attorney to arrange for an interview to expedite the disposition of this case.

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,
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